

Pro Se 15 (Rev. 12/16) Complaint for Violation of Civil Rights (Non-Prisoner)

UNITED STATES DISTRICT COURT

for the

District of _____

Division _____

Ernestine Frazier

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

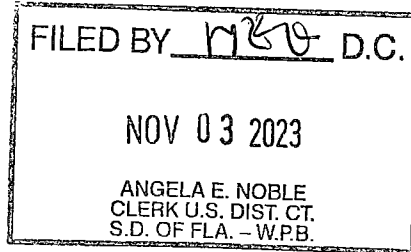
Dignity Healing

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

Case No. _____

(to be filled in by the Clerk's Office)

Jury Trial: (check one) ☐ Yes ☐ No

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS
(Non-Prisoner Complaint)

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

Pro Se 15 (Rev. 12/16) Complaint for Violation of Civil Rights (Non-Prisoner)

I. The Parties to This Complaint**A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Address

County

Telephone Number

E-Mail Address

Ernestine Frazier

3307 Shoma Drive

Royal Palm Fl 33414

City

Palm

State

Zip Code

Dalm Beach

561-667-5643

ernestinefrz@yahoo.com

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

~~Jean Kratochvil~~~~Clinical Director~~~~Traveling Therapist~~~~WFB~~

City

State

Zip Code

~~Palm Beach~~~~561-718-5486~~~~jean.kratochvil@aol.com~~☒ Individual capacity☐ Official capacity

Defendant No. 2

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Sigg A Iz

Clinical Director

120 State Market Rd

Dahokee

Fla.

City

State

Zip Code

Dalm Beach

561-459-7348

☒ Individual capacity☒ Official capacity

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Defendant No. 3

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Vanessa Mullen
 Operations Manager
 120 State Market Rd
 West Palm Beach FL
 City State Zip Code

Palm Beach
 561-459-9225

☒ Individual capacity ☒ Official capacity

Defendant No. 4

Name

Job or Title (if known)

Address

County

Telephone Number

E-Mail Address (if known)

Brent Lyles
 NO INFORMATION no longer
 there
 City State Zip Code

☒ Individual capacity ☒ Official capacity

II. Basis for Jurisdiction

Under 42 U.S.C. § 1983, you may sue state or local officials for the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

☐ Federal officials (a *Bivens* claim)

☐ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the “deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws].” 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

III. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A. Where did the events giving rise to your claim(s) occur?

Dignity Healing
120 State Market Rd
Pahokee, FL 33476

- B. What date and approximate time did the events giving rise to your claim(s) occur? From the year 8-16-21 up to the end of March. I was transferred. The system she listed me as being terminated 4-1-2023. When I was transferred Siga sent out an email that I am not see anything dealing with Dignity Healing.

- C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?)

I was discriminated because the color of my skin Race, and retaliated against by

Siga I rizzarry.

Brent Lyles lied and stated "I was having an emotional breakdown throwing things in the office."

Brent Lyles also stated "he had to secure the patients Siga would always tell me that I was angry upset, and defensive. Siga would always make me appear to defensive or angry even when I

ask a question. I was in my office and patient became upset, cursing throwing ~~th~~ in my office. I called text Siga she ignored my calls and texts. Manny (group lead) mia case manager were sitting at table heard the

C.

The patient became violent, pacing back and forth throwing around the chair in my Office. The whole time I kept calling, texting, and emailed Sigga she did not reply when I did reach her. She said I was talking to Mia, and I heard a patient screaming and cursing in the background. I responded telling Sigga that was why I was calling you to assist me he could have hurt me.

Sigga did reply to the incident where I could have been seriously injured. Sigga stay on phone with Mia he was close to my office he nor Manny helped me with patient

IV. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

My hair came out due to stress. I would be ill, headaches and Anxious when I had to go back to work after my days. I could not sleep wondering what I did to them. I lost a lot of weight because I could not keep food down. I always worked in fear. Sigg would tell me your anger, upset, and defensive when she was with me alone. I am still struggling with the mental abuse Sigg, Brent, and HR did to me after I asked Janice Rains - ~~HR~~ Director of Human Resources, and Monica in HR to file grievances in February 5, 2023 they all ignored me, and Racist discrimination.
Continue

V. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

I want the court to make her, Brent, and the others that I worked with see they can't treat Black people like they are nothing. I want the court to make her see that making Black people feel they are nothing. I want her to pay me for the emotional damage, the mental abuse I subject to on daily basis by her, and Brent. I want to pay for all the time I become ill in fear of losing my job, for all the nights I stayed up triple checking my work and she still told that I didn't complete it. I want her to pay for mental abuse by her, Jules, and Brent. I want her to pay for all the lies she told like I wanted to kill myself. I want her to pay for assigning others patient and if it didn't get done. I was still blamed for it not getting done. I want \$250,000 for all the pain mental abuse I have struggled at that location. I am still struggling now. I was targeted made to appear emotional unstable, angry, defensive and upset. I was under so much stress my hair came out.

around the front of my head to behind
my ears.

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VI. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 11-03-2023

Signature of Plaintiff

Printed Name of Plaintiff

Ernestine L Frazier
Ernestine L Frazier

B. For Attorneys

Date of signing: _____

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City

State

Zip Code

Telephone Number

E-mail Address

extra pages are emails were
I tried resolve my concern about
me being discriminated, and pictures
of office where Brent Lyles stated "
I had an emotional breakdown and
threaten things around office it will
show no damage to my office
or the common area between
offices

From: Sigridur Irizarry
Sent: Wednesday, January 18, 2023 10:58 AM
To: Ernestine Frazier
Subject: Re: New Client Assignments

This is my reply to

Thank you. But, regardless of who is assigned to the bio, it is your responsibility to make sure it is complete on time because ultimately, he is on your caseload.

Sigga Irizarry, MS, LMHC
Clinical Director
sirizarry@dignityhealing.com
(561) 413-0905

Dignity Healing
120 State Market Rd
Pahokee, FL 33476



STATEMENT OF CONFIDENTIALITY

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From: Ernestine Frazier <Ernestine.Frazier@DignityHealing.com>
Sent: Wednesday, January 18, 2023 10:51 AM
To: Sigridur Irizarry <Sirizarry@DignityHealing.com>
Subject: FW: New Client Assignments

Sent from Mail for Windows

From: [Sigridur Irizarry](mailto:Sigridur.Irizarry)
Sent: Friday, January 13, 2023 4:05 PM

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From: Ernestine Frazier
Sent: Sunday, February 5, 2023 8:03 AM
To: Jennifer Rains
Subject: RE: Grievience

Good Morning Jennifer,

Thank you

Sent from Mail for Windows

From: Jennifer Rains
Sent: Thursday, February 2, 2023 5:11 PM
To: Ernestine Frazier
Subject: RE: Grievience

Hi Ernestine,

I am available to discuss any HR related issues you may have. Please let me know what day/time you are available.

Jennifer Rains
Director of Human Resources
Zinnia Health
Jennifer.Rains@ZinniaHealth.com
Direct – 657-606-1596
www.zinniahealth.com
Our values: Integrity | Team Play | 1% Improvement each day



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Grievance

From: ernestine frazier (ernestinefrzr@yahoo.com)

To: jennifer.rains@zinniahealth.com

Date: Sunday, February 5, 2023 at 12:22 PM EST

Jennifer,

The grievance letter that I filed with LaTonya is not in file. I have been unable to get a grievance forms have emailed Monica and Melanie. There has been no follow up with past grievance, lack of confidential space to work, lack of proper support, and isolation from treatment team. Clinical supervisor Sigga asked while I was discussing with way I felt I was not part of the treatment team. Sigga inappropriately asks me do I want to harm myself and I replied no. The next day Sigga comes to my office and calls Monica then she tells her the something about me harming myself to which replied no. Sigga is painting a picture of me as being unstable, anger, upset, and defensive black woman. I went on vacation in 12/2022, came back too work after 01/02/2023. I contracted the influenzas and to be home for 2 weeks, so I been out almost a month. I would like to discussed this with you please.

Thank you,
Ernestine Frazier
561667-5643

From: Ernestine Frazier

Sent: Friday, February 10, 2023 10:34 AM

To: Jennifer Rains

Subject:

Good morning,

I have left you two voicemails that I am available on Fridays to speak with you about filing the grievances. I have emailed you to let you know about what I am going through . I off today and can speak with you.

Thank you

Ernestine

561-667-5643

Get Outlook for iOS

5

error EJK 11-8-2020

~~My Office where Brent Lyles Stated~~
~~I was throwing things~~

5/17/23, 12:47 PM

Paylocit

~~this W~~

< Sigga told HR that was terminated
When I was transferred and this is
still in the system

EF

Ernestine Frazier Terminated

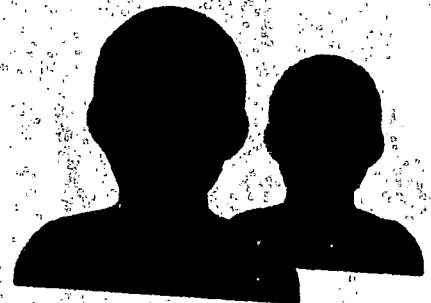
Not employed since 4/1/2023

Show Private Data

Employment

Summary

Assignments



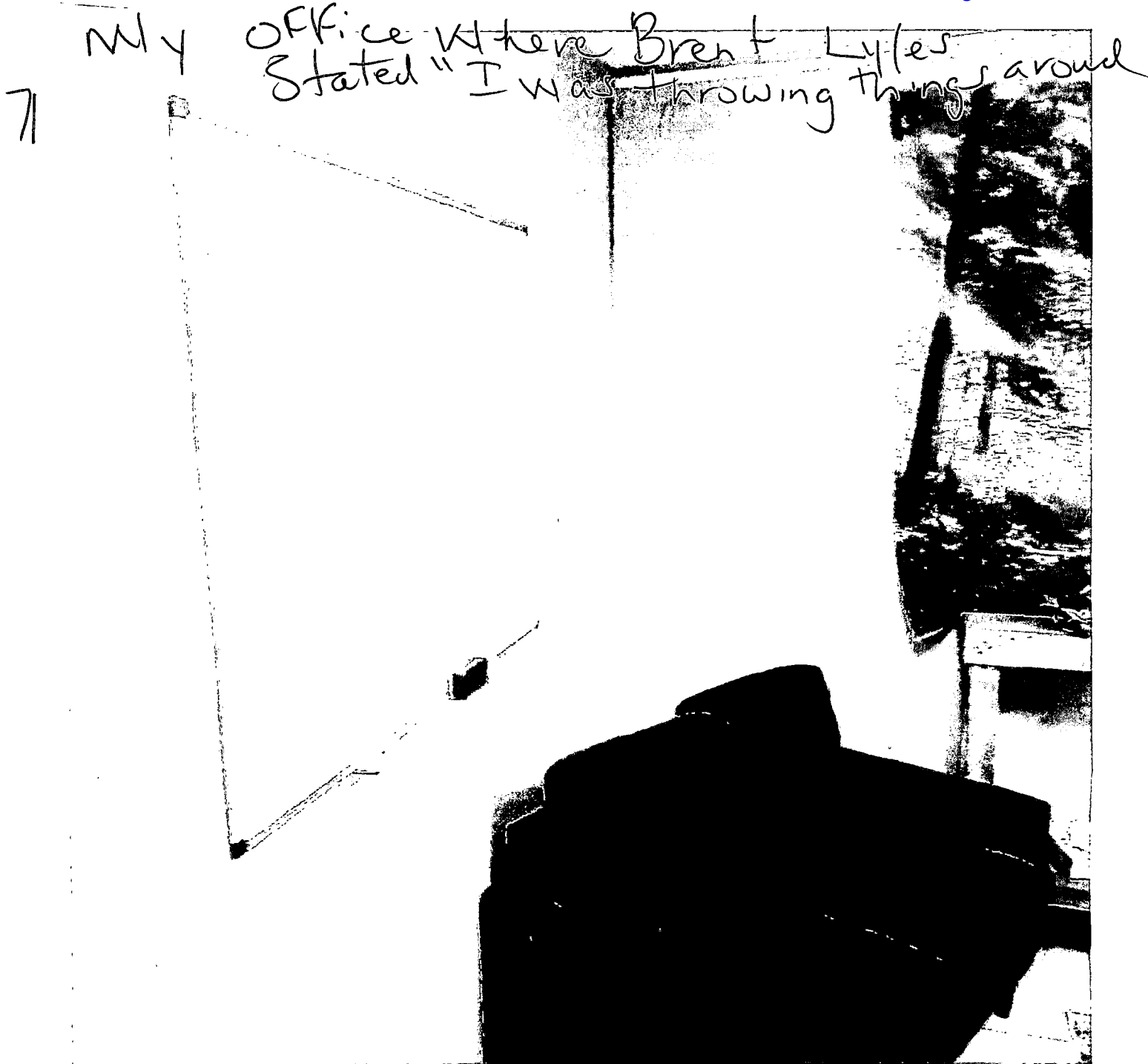
No current positions found

6

Common area where Brent Lyles
Stated "I was throwing thing around
there is no damage and nothing has been
throw

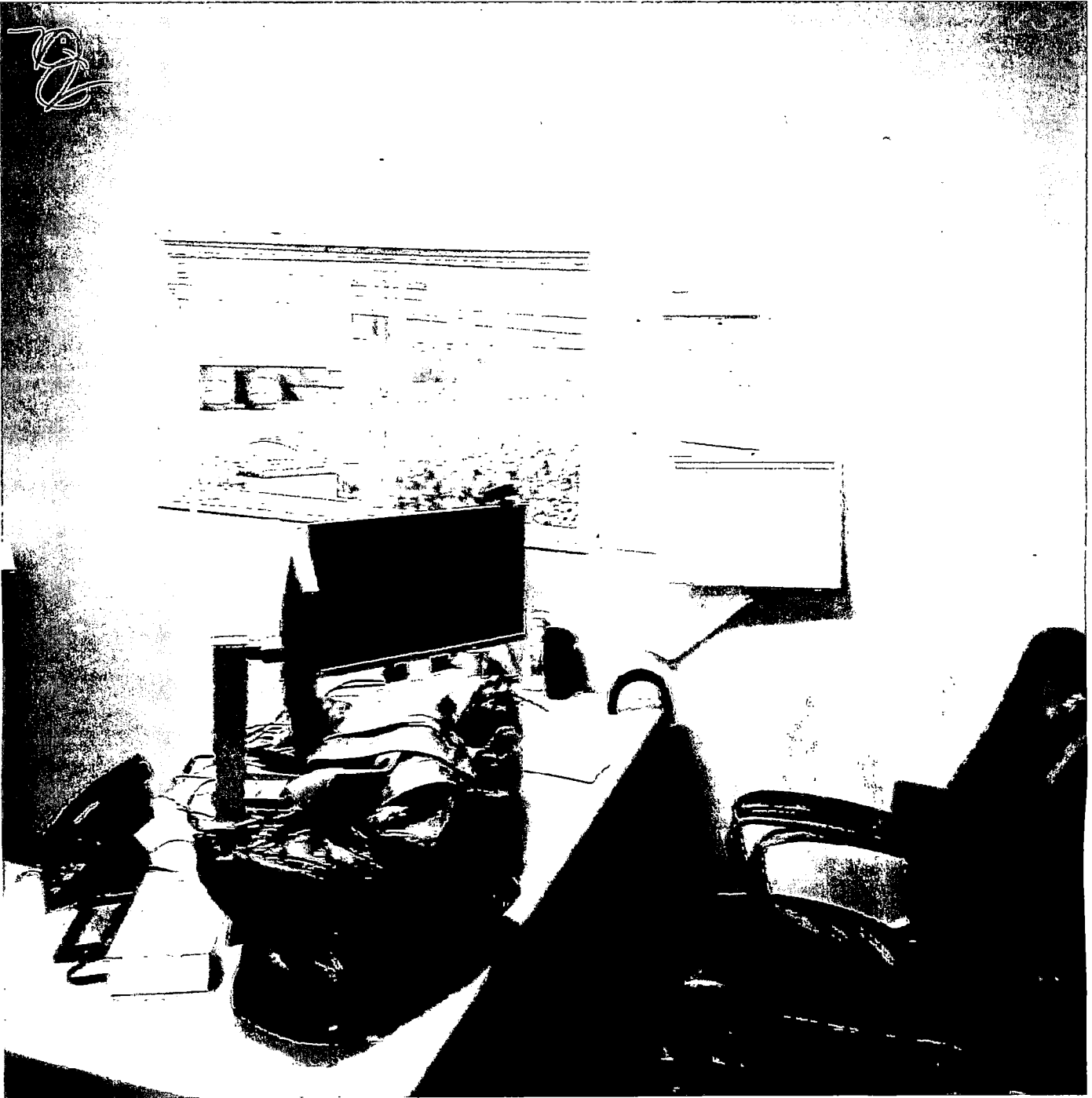
Brent Office





Wednesday • Mar 22, 2023
• 7:36 AM

Adjust



Wednesday • Mar 22, 2023 Adjust
• 7:36 AM

To: DL-DH-Therapist; DL-DH-Case Managers

Subject: New Client Assignments

~~Ernestine~~ - Ernestine and Mia -

Jules will complete bio

Ernestine, please complete full Columbia and treatment plan

- I completed it when I found out it was not done 01-18-2023

Thank you,

Sigga Irizarry, MS, LMHC

Clinical Director

sirizarry@dignityhealing.com

(561) 413-0905

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